IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.13127 of 1998

Between:

Mangaru China Vannur Sab, S/o M. Rahaman Sab,
R/o Kanekal, Anantapur Dist.

..... PETITIONER

AND

1 The District Collector,
Anantapur, Anantapur District.
2 The Deputy Executive Engineer for Janmabhoomi Work,
Panchayat Raj, Kanekal,
Anantapur District.
3 The Executive Officer,
Kanekal Grama Panchayat, Kanekal Village, Mandal,
Anantapur District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an appropriate Writ, order or direction preferably one in the nature of Writ of Mandamus, declaring the action of the respondents in taking steps to construct the drainage channel into the petitioner's land i.e., Ac.0.96 cents in S.No. 982-A of Kanekal (V) as illegal, arbitrary and in violation of principles of natural justice.

Counsel for the Petitioner: MR.A.BHASKARA CHARY

Counsel for the Respondents: GP FOR PANCHAYAT RAJ & RURAL DEV.

The Court made the following:

ORDER:

This writ petition is filed seeking to declare the action of the respondents in taking steps to construct a drainage channel into the petitioner's land admeasuring Ac.0.96 cents situated in Survey No.982-A of Kanekal village and Mandal, Anantapur District as illegal and arbitrary.

Though the writ petition was admitted on 01.05.1998, no counter affidavit is filed by the respondents so far. Today when the matter came up for hearing, learned Government Pleader for Panchayat Raj and Rural Development, on instructions, submitted that the respondents are not taking any steps either to take the petitioner's land in question or to construct a drainage channel into the same, therefore, no orders need be passed in this writ petition.

Recording the submission of the learned Government Pleader for Panchayat Raj and Rural Development, the writ petition is closed. No costs.

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N.V. RAMANA, J.

Date: 17.03.2005

Nsr

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The District Collector,
Anantapur, Anantapur District.
2 The Deputy Executive Engineer for Janmabhoomi Work,
Panchayat Raj, Kanekal,
Anantapur District.
3 The Executive Officer,
Kanekal Grama Panchayat, Kanekal Village, Mandal,
Anantapur District.

4 Two CCs to GP for Panchayat Raj and Rural Development, High Court

Buildings, Hyderabad (OUT)

5 Two CD copies

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